11/26/03)
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Form PTO-1594 (Rev. 03/01)

11-26-2003



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S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

		2609 <u>3</u> 61		
4	Tab settings			
4	To the Honorable Commissioner of Patents and Trademarks: F	Please record the attached original documents or copy thereof.		
	Name of conveying party(ies):	Name and address of receiving party(ies)		
		Name: Majestic Investor Holdings, LLC		
	The Bank of New York	Internal Address:		
	Individual(s) Association			
	General Partnership Limited Partnership	Street Address: 301 Fremont Street, 12th Floor		
	Corporation-State NY	City: Las Vegas State: NV Zip: 89101		
	Other	Individual(s) citizenship		
		Association		
	Additional name(s) of conveying party(ies) attached? Yes No			
1	3. Nature of conveyance:	Limited Partnership		
	Assignment Merger			
	Security Agreement Change of Name	Corporation-StateOther Limited Liability Company		
	Other_Release	If assignee is not domiciled in the United States, a domestic		
	Execution Date: October 7, 2003	representative designation is attached: Yes No (Designations must be a separate document from assignment)		
_	Execution Date. Cottober 1, 2000	Additional name(s) & address(es) attached?		
	4. Application number(s) or registration number(s):			
	A. Trademark Application No.(s) SEE ATTACHED	B. Trademark Registration No.(s) SEE ATTACHED		
		tached		
-	5. Name and address of party to whom correspondence	6 Total number of applications and		
	concerning document should be mailed:	registrations involved:		
	Name:Jennifer B. Hildebrandt, Esq.			
	Later and Address of	7. Total fee (37 CFR 3.41) <u>\$ 1,440.00</u>		
	Internal Address:	✓ Enclosed		
	Paul, Hastings, Janofsky & Walker LLP			
		Authorized to be charged to deposit account		
	Street Address: 515 So. Flower Street	8. Deposit account number:		
		16-0752		
	City: Los Angeles State: CA Zip: 90071			
-	DO NOT USE	THIS SPACE		
*	9. Signature.	10		
		. •		
	Jennifer B. Hildebrandt, Esq.	(1814) 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
		ignature Date		
		rer sheet, attachments, and document:		

11/28/2003 STUNE: 00000008 1844811

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40.00 BP 1400.00 BP

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patent & Trademarks, Box Assignments

Washington, D.C. 20231

Supplemental page to Trademark Recordation Sheet for - The Bank of New York

2. Additional name(s) & address(es) of receiving party(ies)

Names	Addresses
The Majestic Investor Capital Corp.	301 Fremont Street, 12th Floor Las Vegas, NV 89101
Barden Colorado Gaming, LLC	301 Fremont Street, 12th Floor Las Vegas, NV 89101
Barden Mississippi Gaming, LLC	301 Fremont Street, 12th Floor Las Vegas, NV 89101
Barden Nevada Gaming, LLC	301 Fremont Street, 12th Floor Las Vegas, NV 89101

LA/956533.1

	Registration		International
Mark	No.	<u>Owner</u>	Class(es)
17141 N			
A Buffet Experience	1844811	Fitzgeralds Garning Corporation	41
A Reel Experience	1839672	Fitzgeralds Garning Corporation	41
A Tantalizing Experience	1856029	Fitzgeralds Gaming-Corporation	41
	1608541	Fitzgeralds Garning Corporation	41
Bigger Winners, More Often	1708808	Fitzgeralds Garning Corporation	41
C'mon Get Lucky C'mon Get Reel Lucky!	2225989	Fitzgeralds Gaming Corporation	: 41
Certified Loose	1579526	Fitzgeralds Gaming Corporation	41
	1844810	Fitzgeralds Garning Corporation	41
Downtown's Fun Experience Fitz	1579525	Fitzgeralds Gaming Corporation	41
	1639303	Fitzgeralds Gaming Corporation	42
Fitz	1599960	Fitzgeralds Gaming Corporation	41
Fitzgeralds	1616178	Fitzgeralds Gaming Corporation	42
Fitzgeralds			41
Fitzgeralds (and Design)	1677084	Fitzgeralds Gaming Corporation	41
Fitzgeralds (and Design)	1676148	Fitzgeralds Gaming Corporation	42
. Fitzgeralds (and Design)	1677129	Fitzgeralds Gaming Corporation	
Fitzgeralds (and Design)	1682272	Fitzgeralds Garning Corporation	42
Four Leaf Clover (Design Only)	1646327	Fitzgeralds Garning Corporation	41
Four Leaf Clover (Design Only)	1648428	Fitzgeralds Gaming Corporation	42
Get Reel Lucky	1949064	Fitzgeralds Gaming Corporation	41
Leprechaun (Design Only)	1650374	Fitzgeralds Gaming Corporation	41
Luck Ness Monster (and Design)	1957710	Fitzgeralds Gaming Corporation	41
Lucky Forest	1580679	Fitzgeralds Gaming Corporation	41
Lucky Lane	1593515	Fitzgeralds Gaming Corporation	41
Lucky Lightning	1973719	Fitzgeralds Gaming Corporation	41
Lucky Streak	1593516	Fitzgeralds Gaming Corporation	41
O'Lucky	1586170	Fitzgeralds Gaming Corporation	41
Play NowRewards in Minutes	2218827	Fitzgeralds Gaming Corporation	41
Rewards in Minutes	2218902	Fitzgeralds Gaming Corporation	41
Shamrock Café	2070160	Fitzgeralds Gaming Corporation	42
Vincenzo's Italian Café (and Design)	2165320	Fitzgeralds Gaming Corporation	42 .
We're Committed to Make You Lucky	1580673	Fitzgeralds Gaming Corporation	41
Where Downtown Begins	1839677	Fitzgeralds Gaming Corporation	41
Where the Experience Begins!	2000068	Fitzgeralds Gaming Corporation	41
Where the Luck of the Irish Means More Winners!	1976599	Fitzgeralds Gaming Corporation	41
A Tasty Experience	1972410	Fitzgeralds Las Vegas Limited Partnership.	41
Capture the Luck of the Irish	1924190	Fitzgeralds Las Vegas Limited Partnership	
Fitzgeralds Loves Keno Players	1886380	Fitzgeralds Las Vegas Limited Partnership	41
Have a Lucky Day!	1930683	Fitzgeralds Las Vegas Limited Partnership	41
Luck Available	1875634 -	Fitzgeralds Las Vegas Limited Partnership	41
Luck Be With You	1876995	Fitzgeralds Las Vegas Limited Partnership	41
Lucky 4	1927525	Fitzgeralds Las Vegas Limited Partnership	9
Lucky Bar	1871732 ✓	Fitzgeralds Las Vegas Limited Partnership	
Monster Hand Craps (and Design)	1955989	Fitzgeralds Las Vegas Limited Partnership	41
Our Guests Come First	1882571	Fitzgeralds Las Vegas Limited Partnership	41,42
Pot O'Gold	2012515	Fitzgeralds Las Vegas Limited Partnership	41
	1952801		41
Pot O'Gold A K \$1000 Blackjack (and Design) Strike It Lucky	1941739	Fitzgeralds Las Vegas Limited Partnership Fitzgeralds Las Vegas Partnership	41
		•	
The Luck of the Irish Comes to the Mississippi	1947419	Fitzgeralds Las Vegas Limited Partnership	41
World Headquarter for Luck	1726385	Fitzgeralds Las Vegas Limited Partnership	41
You Are in Luck	1875635	Fitzgeralds Las Vegas Limited Partnership	41
Your Fun Experience	1875636	Fitzgeralds Las Vegas Limited Partnership	41
F (and Design)	1645579	Fitzgeralds Reno, Inc.	41
Mollys	1628725	Fitzgeralds Reno, Inc.	42 -
Luck is Always Smilin'	2510727		
F (and design)	78\056505		

2,157,290

Service Mark Application

MAJESTIC STAR

THE MAJESTIC STAR CASINO M (and design) 75/052416

RELEASE OF SECURITY INTEREST IN TRADEMARKS

This Release of Security Interest in Trademarks ("Release") is dated as of October 7, 2003. Reference is hereby made to the Trademark Security Agreement dated as of December 6, 2001 by and among Majestic Investor Holdings, LLC, The Majestic Investor Capital Corp., Barden Colorado Gaming, LLC, Barden Mississippi Gaming, LLC, Barden Nevada Gaming, LLC (collectively, the "Assignor") and The Bank of New York, as collateral agent (the "Assignee").

Assignee hereby notifies, acknowledges to and agrees with Assignor that the security interest granted by Assignor in the collateral set forth in the Grant (the "Trademark Collateral") including, without limitation, the security interest granted in the Trademarks listed on the attached Schedule A, is terminated and released, and that Assignee hereby releases and forever discharges all of its right, title and interest of any kind or nature granted, assigned or conveyed pursuant to the Grant in the Trademark Collateral.

Assignee hereby releases all of its liens, pledges, security interests, charges and other encumbrances of whatever nature (collectively, "Encumbrances") against Assignor including, without limitation, those Encumbrances created under or in connection with the Grant.

Assignee hereby agrees to take such further actions and to execute and deliver such further documents as Assignor may reasonably request to effect and evidence this Release, including, without limitation, the execution and delivery of any filings, statements, amendments, recordations or other instruments required to maintain the applications or registrations of the Trademark Collateral and record the chain of title accordingly with the United States Patent and Trademark Office, subject, in each case to Assignor's prior payment in full to Assignee of its costs and expenses (including reasonable fees and disbursements of counsel) incurred in connection therewith; provided, however, that Assignee shall not be required to take any action which exposes Assignee to personal liability or which is contrary to applicable law.

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LA/942109.I

IN WITNESS WHEREOF, Assignee has caused this Release of Security Interest in Trademarks to be duly executed and delivered by its duly authorized officer as of the date first above written.

THE BANK OF NEW YORK, as Assignee

By: Mest A Marinello
Title:

TO COPSIDE

[Signature page to Release of Trademark Security Interest]

SCHEDULE A TO RELEASE OF SECURITY INTEREST OF TRADEMARKS

LA/942109.1

Schedule A

Service Marks

Servicemark Date of Registration Registration No.

MAJESTIC STAR May 12, 1998 2,157,290

Trademark and Service Mark Applications

None, except:

Servicemark Application Date Serial No.

2/1/96

75/052416

THE MAJESTIC STAR CASINO M

(and design)

Federally Registered Trade/Service Marks

Mark No. Quener International Class(es) A Buffet Experience 1844811 Fitzgeralds Gaming Corporation 41 A Reel Experience 1856029 Fitzgeralds Gaming Corporation 41 A Tantalizing Experience 1856029 Fitzgeralds Gaming Corporation 41 Bigger Winners, More Often 1608541 Fitzgeralds Gaming Corporation 41 C'mon Get Lucky 1708808 Fitzgeralds Gaming Corporation 41 C'mon Get Lucky! 2225989 Fitzgeralds Gaming Corporation 41 Certified Loose 1579526 Fitzgeralds Gaming Corporation 41 Fitz 1579525 Fitzgeralds Gaming Corporation 42 Fitzgeralds 1616178 Fitzgeralds Gaming Corporation 42 Fitzgeralds (and Design) 1677084 Fitzgeralds Gaming Corporation 42 Fitzgeralds (and Design) 1671148 Fitzgeralds Gaming Corporation 41 Fitzgeralds (and Design) 1671299 Fitzgeralds Gaming Corporation 41 Fitzgeralds (and Design) 1682127 Fitzgeralds Gaming Corporation 41	•	Danistastian		,
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A Real Experience 1839672 Fitzgeralds Garning Corporation 41 Bigger Winners, More Often 1608541 Fitzgeralds Garning Corporation 41 C'mon Get Lucky 1708808 Fitzgeralds Garning Corporation 41 C'mon Get Red Lucky! 2225989 Fitzgeralds Garning Corporation 41 Certified Loose 1579526 Fitzgeralds Garning Corporation 41 Fitz 1579525 Fitzgeralds Garning Corporation 41 Fitzgeralds 1599906 Fitzgeralds Garning Corporation 42 Fitzgeralds (and Design) 167704 Fitzgeralds Garning Corporation 42 Fitzgeralds (and Design) 1677148 Fitzgeralds Garning Corporation 42 Fitzgeralds (and Design) 1677148 Fitzgeralds Garning Corporation 42 Fitzgeralds (and Design) 1677129 Fitzgeralds Garning Corporation 42 Fitzgeralds (and Design) 1677129 Fitzgeralds Garning Corporation 42 Fitzgeralds (and Design) 1682272 Fitzgeralds Garning Corporation 42 Fitzgeralds (and Design) 1682272 Fitzgeralds Garning Corporation 42 Four Leaf Clover (Design Only) 1648428 Fitzgeralds Garning Corporation 42 Fitzgeralds Garning Corporation 42 Fitzgeralds Garning Corporation 43 Fitzgeralds Garning Corporation 44 Fitzgeralds Garning Corporation 41 Fitzgeralds Garning Corporation 42 Fitzgeralds Garning Corporation 42 Fitzgeralds Garning Corporation 43 Fitzgeralds Garning Corporation 44 Fitzgeralds Garning Corporation 41 Fitzgeralds Garning Corporation 4	<u>iviark</u>	<u>190.</u>	Owner	· Class(es)
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Lucky 4 1927525 Fitzgeralds Las Vegas Limited Partnership 41 Lucky 4 1927525 Fitzgeralds Las Vegas Limited Partnership 9 Lucky Bar 1871732 Fitzgeralds Las Vegas Limited Partnership 42 Monster Hand Craps (and Design) 1955989 Fitzgeralds Las Vegas Limited Partnership 41 Our Guests Come First 1882571 Fitzgeralds Las Vegas Limited Partnership 41, 42 Pot O'Gold Pot O'Gold A K \$1000 Blackjack (and Design) 1952801 Fitzgeralds Las Vegas Limited Partnership 41 Pot O'Gold A K \$1000 Blackjack (and Design) 1952801 Fitzgeralds Las Vegas Limited Partnership 41	Luck Available			
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	Pot O'Gold A K \$1000 Blackjack (and Design)	1952801	Fitzgeralds Las Vegas Limited Partnership	
	Strike It Lucky	1941739	Fitzgeralds Las Vegas Partnership	

<u>Mark</u>	Registration No.	<u>Owner</u>	International Class(es)
The Luck of the Irish Comes to the Mississippi	1947419	Fitzgeralds Las Vegas Limited Partnership	41
World Headquarter for Luck	1726385	Fitzgeralds Las Vegas Limited Partnership	41
You Are in Luck	1875635	Fitzgeralds Las Vegas Limited Partnership	41
Your Fun Experience	1875636	Fitzgeralds Las Vegas Limited Partnership	41
F (and Design)	1645579	Fitzgeralds Reno, Inc.	41
Mollys	1628725	Fitzgeralds Reno, Inc.	42
Luck is Always Smilin'	2510727		
F (and design)	78\056505		

Canceled and Abandoned Federal Trade/Service Marks

	0 1157		International	Chara
<u>Mark</u>	Serial No.	<u>Owner</u>	Class(es)	Status
Your Lucky Place to Play	75407322	Fitzgeralds Gaming Corporation	41	Abandoned
Lucky 4 Draw Poker	74462590	Fitzgeralds Las Vegas Limited Partnership	41	Abandoned
Lucky Brew	74513414	Fitzgeralds Las Vegas Limited Partnership	42	Abandoned
Cassidy's Steakhouse	73820329	Fitzgeralds Las Vegas, Inc.	42	Abandoned
Heaping Platter Specials	73816065	Fitzgeralds Las Vegas, Inc.	30	Abandoned
King's Platter	73816067	Fitzgeralds Las Vegas, Inc.	30	Abandoned
King's Platter	73816066	Fitzgeralds Las Vegas, Inc.	42	Abandoned
Queen's Platter	73816061	Fitzgeralds Las Vegas, Inc.	30	Abandoned
F (and Design)	74025216	Fitzgeralds Reno, Inc.	41	Abandoned
F (and Design)	74025207	Fitzgeralds Reno, Inc.	41	Cancelled
F (and Design)	74025217	Fitzgeralds Reno, Inc.	42	Abandoned
Fitzgeralds Loves Keno Players	74479467	Fitzgeralds Reno, Inc.	41	Abandoned
Fort Smith	73823260	Fitzgeralds Reno, Inc.	41	Cancelled
Nickelmania	73798654	Fitzgeralds Reno, Inc.	41	Cancelled
Presidential Car	74004132	Fitzgeralds Reno, Inc.	42	Cancelled
Red Dog (and Design)	74025205	Fitzgeralds Reno, Inc.	41	Abandoned
Roaring Camp	73808682	Fitzgeralds Reno, Inc.	41	Cancelled
Your Luck Starts Here	73805769	Fitzgeralds Reno, Inc.	41	Cancelled
Quarteropolis	74004131	Nevada Club. Inc.	41	Cancelled
A Friendly Experience	1839674	Fitzgeralds Las Vegas Limited Partnership		Cancelled
A Rewarding Experience	1839673	Fitzgeralds Las Vegas Limited Partnership		Cancelled

State Registered Trademarks

<u>Mark</u>	<u>State</u>	<u>Filing</u> No.	Owner	International Class(es)	<u>Status</u>
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Jackpot Blackjack (and Design)	NV	Book 24 Page 490	Fitzgeralds Las Vegas Limited	41	Registered
Mr. O'Lucky	NV	Book 22	Fitzgeralds Las Vegas, Inc.	41	Registered
, n		Page 922			
Rainbow's End	NV	Book 23 Page 882	Fitzgeralds Las Vegas, Inc.	41	Registered
Lucky Lane	NV	-	Fitzgeralds Reno, Inc.	41	Registered
		Page 972			•
Lucky Streak	NV	Book 22 Page 973	Fitzgeralds Reno, Inc.	41	Registered
Mollys	NV	Book 22	Fitzgeralds Reno, Inc.	42	Registered
S C		Page 966			-
Super Spin	ΝV	Book 24 Page 178	Fitzgeralds Reno, Inc.	41	Registered
F (and Design)	VИ	Book 20	Lincoln Management Company, Inc.	42, 41, 35	Registered
P(10)		Page 403	, ,		•
F (and Design)	NV	Book 20 Page 402	Lincoln Management Company, Inc.	42, 41, 30	Registered
F (and Design)	NV	Book 20	Lincoln Management Company, Inc.	32, 16, 35 42, 41, 35	Registered
		Page 407		, 11, 55	1105/2000
F (and Design)	NV	Book 20	Lincoln Management Company, Inc.	42, 35	Registered
Fitzgeralds	NV	Page 406 Book 20	Lincoln Management Company, Inc.	42	Registered
		Page 398	,,		rogistered
Fitzgeralds Reno Casino/Hotel	NV	Book 20	Lincoln Management Company, Inc.	42	Registered
Four Leaf Clover (Design Only)	NV	Page 396 Book 20	Lincoln Management Company, Inc.	42, 35	Registered
	•	Page 404	zmeen rizhagement company, me.	72, 33	Registered
Four Leaf Clover (Design Only)	NV	Book 20	Lincoln Management Company, Inc.	35, 42	Registered
The Fitz	NV	Page 405 Book 20	Lincoln Management Company, Inc.	42, 41, 35	Registered
	•	Page 401	Emedia Management Company, Inc.	42, 41, 33	VeRigiesen
The Fitz	NV	Book 20	Lincoln Management Company, Inc.	42, 35	Registered
King's Platter	NV	Page 399 Book 22	Fitzgeralds Las Vegas, Inc.	42	Expired
-	•	Page 923	The gold of the Populary of the	42	Expired
Queen's Platter	NV	Book 22	Fitzgeralds Las Vegas, Inc.	29, 30, 31	Expired
Queen's Platter	NV	Page 926 Book 22	Fitzgeralds Las Vegas, Inc.	42	Eunicad
	• • •	Page 925	riegoralds Las Vegas, nic.	42	Expired
Bigger Winners, More Often	NV	Book 22	Fitzgeralds Reno, Inc.	42, 41	Expired
Certified Loose	NV	Page 725 Book 22	Fitzgeralds Reno, Inc.	41	F 1)
	.,,	Page 639	1 hzgeralds Reno, Inc.	41	Expired
Fitzgeralds	NV	Book 22	Fitzgeralds Reno, Inc.	42, 41	Expired
Fort Smith	NV	Page 726 Book 22	Fitzgevolde Dana Inc	41	.
	41 Y	Page 927	Fitzgeralds Reno, Inc.	41	Expired
Lucky Forest		Book 22	Fitzgeralds Reno, Inc.	41,42	Expired
Nevada Annies	NV	Page 638 Book 23	Fitzgerolde Dana Ind	40	.
	14.4	Page 750	Fitzgeralds Reno, Inc.	42	Expired

		Filing		International	
<u>Mark</u>	<u>State</u>	No.	<u>Owner</u>	Class(es)	Status
Roaring Camp	Ν۷	Book 22 Page 794	Fitzgeralds Reno, Inc.	42, 41	Expired
Tearn Watch	NV	Book 23 Page 750	Fitzgeralds Reno, Inc.	35	Expired
We're Committed to Make You Lucky	NV	Book 22 Page 636	Fitzgeralds Reno, Inc.	41	Expired
Your Luck Starts Here	NV	Book 22 Page 637	Fitzgeralds Reno, Inc.	41	Expired
Cassidy's Steakhouse	NV	Book 22 Page 824	Fremont and Third Limited Partnership	42	Expired
Heaping Platter Specials	NV	Book 22 Page 711	Fremont and Third Limited Partnership	42	Expired
Heaping Platter Specials	NV	Book 22 Page 710	Fremont and Third Limited Partnership	29, 30, 42	Expired
Crazy Harry's	NV	Book 19 Page 223	Hughes Properties, Inc. db Harold's Club	42	Expired
Red Dog	Ν٧	Book 19 Page 652	Lincoln Management Company, Inc.	28, 41	Expired

RECORDED: 11/26/2003